

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS
FEBRUARY 5, 1975

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m. on Wednesday, February 5, 1975 in the City Hall Council Chambers.

ROLL CALL

Present: Councilmen - EHRHARDT, HUGHES, KATNICH, SCHAFER and PINKERTON (Mayor)

Absent: Councilmen - None

Also Present: City Manager Graves, City Attorney Mullen, Planning Director Schroeder, and Public Works Director Ronsko

INVOCATION

The invocation was given by Councilman Ehrhardt

PLEDGE

Mayor Pinkerton led the Pledge of Allegiance to the flag.

MINUTES

Councilman Schaffer moved that the Minutes of January 15, 1975 be approved as written and mailed. The motion was seconded by Councilman Ehrhardt and carried.

PROCLAMATIONS

Mayor Pinkerton took the following actions:

- a. Proclaimed February 3, 1975 to February 9, 1975, "Lodi Civitan Clergy Week"
- b. Proclaimed February 2, 1975 to February 8, 1975, "Junior Achievement Week"
- c. Presented a proclamation to Bruce Hardcastle commending Mr. Hardcastle for his high standards of accomplishments in sports and academic scholarship.
- d. Proclaimed February 16, 1975 to February 22, 1975, "Engineers' Week"

ANNEX COMMUNITY
HOSPITAL ADDITION

Notice thereof having been published in accordance with law and affidavits of publication and mailing being on file in the office of the City Clerk, Mayor Pinkerton called for the public hearing on the proposed annexation of the "Community Hospital Addition".

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ORD. NO. 1047
INTRODUCED

Planning Director James Schroeder introduced the matter and presented a diagram of the area proposed for annexation.

Mr. and Mrs. James H. Sanguinetti, 975 East Cochran Road, Lodi, California spoke in opposition of the annexation, stating that they were running a rural business, an apple orchard, and therefore wished to remain in the County as long as they could.

Following questions being exchanged between the Council and Mr. and Mrs. Sanguinetti, Mr. and Mrs. Sanguinetti stated they wished to withdraw their opposition to the annexation.

Mr. Ron Thomas, 730 Maplewood Drive, Lodi, spoke in favor of the annexation.

There being no other persons in the audience wishing to speak on the matter, the public portion of the hearing was closed. On motion of Councilman Katnich, Ehrhardt second, the City Council introduced Ordinance No. 1047 approving the annexation of certain uninhabited territory designated "Community Hospital Addition".

ANNEX NEUHARTH-EAST ADDITION
Notice thereof having been published in accordance with law and affidavits of publication and mailing being on file in the office of the City Clerk, Mayor
ORD. NO. 1048
INTRODUCED
Pinkerton called for the public hearing on the proposed annexation of the "Neuharth-East Addition".

Planning Director James Schroeder introduced the matter and presented a diagram of the area proposed for annexation, answering questions as directed by Council.

There was no one in the audience who wished to speak for or against the annexation and no communications concerning the matter. The public portion of the hearing was closed. On motion of Councilman Katnich, Schaffer second, the City Council introduced Ordinance No. 1048 approving the annexation of certain uninhabited territory designated "Neuharth-East Addition".

EASEMENT
VACATION
VICINITY OF S. SACRAMENTO ST.
& PARK ST.

Notice thereof having been published and posted in accordance with law, and affidavits of publication and posting being on file in the office of the City Clerk, Mayor Pinkerton called for the public hearing on the proposed vacation of easements located in the vicinity of South Sacramento Street and Park Street.

Planning Director James Schroeder introduced the matter presenting a diagram of the proposed easements to be vacated.

Planning Director Schroeder informed the Council that at the Planning Commission meeting of January 27, 1975, the Lodi City Planning Commission recommended

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the approval of the request of Lodi Fab, Inc. for the abandonment of a Public Utility Easement on the east side of South Sacramento Street adjacent to the Southern Pacific Railroad right-of-way behind 1030 South Sacramento Street in an area zoned M-2, Heavy Industrial. After reviewing submittals from the Pacific Telephone Company, Pacific Gas and Electric, Lodi Cable TV, and the City's Utility Department, the Planning Commission determined that no public need existed for the easement.

ORDER TO
VACATE ADOPTED
02-52(2)

There was no one present in the audience wishing to speak on this matter, and the public portion of the hearing was closed. On motion of Councilman Hughes, Katnich second, the Council adopted an Order vacating easements located in the vicinity of South Sacramento Street and Park Street (Southwest Quarter, Section 12, Township 3 North, Range 6 East.)

Notice thereof having been published in accordance with law, and affidavit of publication being on file in the office of the City Clerk, Mayor Pinkerton called for the public hearing on the recommendation of the City Planning Commission for approval of General Plan Amendment No. 74-1, which adds area designated Commercial-Professional in the areas north, east, and south of Lodi Community Hospital, which is located at the Northeast corner of Lower Sacramento Road and the future extension of West Vine Street also Notice thereof having been published in accordance with law, and affidavit of publication being on file in the office of the City Clerk, Mayor Pinkerton also called for the public hearing on the recommendation of the City Planning Commission that a 16.2 acre area at the northeast corner of Lower Sacramento Road and the future extension of West Vine Street, which includes the Community Hospital and certain adjacent properties, be rezoned C-P, Commercial-Professional.

Planning Director James Schroeder introduced both matters, presenting diagrams of the area involved and questions were directed to Mr. Schroeder by the Council on both matters.

Speaking in favor of both recommendations was Mr. Ron Thomas, 730 Maplewood Drive, Lodi.

There being no others in the audience wishing to speak either in favor of or against the proposals, the public portion of the hearings was closed.

GENERAL PLAN
AMENDMENT 74-1

ORD. NO. 1049
INTRODUCED

02-53(1)

On motion of Councilman Schaffer, Katnich second, the City Council introduced Ordinance No. 1049 - an ordinance amending the General Plan of the City of Lodi, which amendment is hereby designated General Plan Amendment 74-1, and which thereby adds area designated C-P, Commercial-Professional in the areas north, east, and south of Lodi Community Hospital, which is located at the northeast corner of Lower Sacramento Road and the future extension of West Vine Street.

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PREZONE 16.2
ACRES N/E
CORNER LOWER
SACTO. RD. &
FUTURE EXTEN-
SION W. VINE ST.

On motion of Councilman Schaffer, Ehrhardt second, the City Council introduced Ordinance No. 1050 rezoning a 16.2 acre area at the northeast corner of Lower Sacramento Road and the future extension of West Vine Street, which includes the Community Hospital and certain adjacent properties to be in the C-P, Commercial-Professional zoning.

ORD. NO. 1050
INTRODUCED

PLANNING COMMISSION

(cc-83a)
cc-85

The City Manager gave the following report of the Planning Commission meeting of January 27, 1975:

RECOMMEND
EASEMENT
VACATION
VICINITY OF S.
SACTO. ST. &
PARK ST.

1. Recommended the approval of the request of Lodi Fab, Inc. for the abandonment of a Public Utility Easement on the east side of South Sacramento Street adjacent to the Southern Pacific Railroad right-of-way behind 1030 South Sacramento Street in an area zoned M-2, Heavy Industrial.

After reviewing submittals from the Pacific Telephone Company, Pacific Gas and Electric, Lodi Cable TV, and the City's Utility Department, the Planning Commission determined that no public need existed for the easement.

REVIEW CITY'S
CAPITAL IMPROVE-
MENT PROGRAM

2. Approved Chairman Fred M. Reid signing a letter directed to Mayor James W. Pinkerton and the members of the City Council asking that the Planning Commission be permitted to review the City's Capital Improvement Program to determine its conformity to the Adopted General Plan.

ACTIONS OF INTEREST

23-35

Other actions of interest were as follows:

1. Approved the request of Mid-Cal National Bank for a Use Permit for a 3-foot by 3-foot rotating sign under a canopy in a parking lot on the Church Street side of a parcel at the southeast corner of South Church and West Walnut Streets in an area zoned C-2, General Commercial.

In issuing the above Use Permit, the Planning Commission determined that the sign would not tend to cause a traffic hazard.

2. Permanently approved the Temporary Use Permit issued to Mrs. Linda Sanchez for the Happening in January, 1974 to permit live music and dancing once a month at 212 West Kettleman Lane in an area zoned C-S, Commercial Shopping.

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COMMUNICATIONS

CLAIM ²⁻⁴⁻⁷⁵ A Claim for damages in the amount of \$422.34 filed on behalf of Paul A. Adora, Sr. was received. On motion of Councilman Katnich, Schaffer second, the claim was rejected and referred to the City Attorney.

ABC LICENSES ²⁻⁷⁻⁷⁵ An application for Alcoholic Beverage License has been received for Mary T. Steenblock, Off-Sale General License, Happy Time Liquors, 115 N. Cherokee Lane, Lodi. This is a person to person transfer - dropping partner Jerome F. Steenblock.

An application for an Alcoholic Beverage Control Replacement, Temporary, Duplicate, or Importer's Alcoholic Beverage License or Caterer's Permit has been received for C. Mondavi and Co., 415 W. Pine Street, Lodi, for Peter and Rosa Mondavi, Helen Ventura and Mary L. Westbrook.

GREYHOUND REQUEST FOR RATE INCREASE ²⁻⁷⁻⁷⁵ A Notice has been received that by Application No. 55456 filed January 23, 1975 with the California Public Utilities Commission, Greyhound Lines requested approval of a proposed rate increase in its passenger bus fares and package express rates.

COUNCIL REQUEST TO MEET WITH GOVERNOR BROWN ²⁻⁷⁻⁷⁵ On motion of Councilman Katnich, the City Clerk was directed to address a letter on behalf of the Lodi City Council to Governor Brown requesting an audience with the Governor to discuss State proposed programs relating to cities, providing funds for mandated programs, review of SB 90, and other matters of mutual interest.

The motion was seconded by Councilman Ehrhardt and unanimously carried.

REPORTING SUSPECTED POLLUTERS ²⁻⁷⁻⁷⁵ Mayor Pinkerton commented on a recent newspaper article which gave a telephone number that people could call to report persons whom they felt were polluting the environment.

CONSENT CALENDAR In accordance with the report and recommendation of the City Manager, the following actions hereby set forth between asterisks, on motion of Councilman Ehrhardt, Schaffer second, were approved by Council.

CLAIMS ²⁻²⁻⁷⁵ CLAIMS WERE APPROVED IN THE AMOUNT OF \$601,055.73.

AWARD - CONTRACT FOR DEMOLITION OF UNSAFE BLDG- 11 S. GARFIELD ST. ²⁻²⁻⁷⁵ Per report of the City Manager, only one bid was received for the demolition of an unsafe building at 11 S. Garfield Street, Lodi, which specifications were approved on January 15, 1975. The bid

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received was from American Demolition Co. in the amount of \$847.00 to be paid by the City of Lodi to the contractor. Report of the City Manager recommends that the award be made to American Demolition Co. for the amount of the bid.

RESOLUTION NO. 4031

RES. NO. 4031

2-12-75

RESOLUTION AWARDING THE CONTRACT FOR THE DEMOLITION OF AN UNSAFE BUILDING AT 11 S. GARFIELD STREET TO AMERICAN DEMOLITION CO., THE ONLY BIDDER, IN THE AMOUNT OF \$847.00 TO BE PAID BY THE CITY OF LODI TO THE CONTRACTOR.

AWARD-CONTRACT
FOR ONE COMPACT
PICKUP TRUCK FOR
PUBLIC WORKS
DEPT.

Per report of the City Manager, only one bid was received for a compact pickup truck for the Public Works Department. The bid received was from Geweke Ford in the amount of \$3,136.54. The City Manager indicated that the bid was a fair bid and recommended that the award for the contract be made to Geweke Ford in the amount of the bid.

RES. NO. 4032

2-12-75

RESOLUTION NO. 4032

RESOLUTION AWARDING THE CONTRACT FOR ONE COMPACT PICKUP TRUCK FOR THE PUBLIC WORKS DEPARTMENT TO GEWEKE FORD, THE ONLY BIDDER, IN THE AMOUNT OF \$3,136.54.

APPROVED PLANS
& SPECS FOR THE
"VINEYARD DRIVE
STORM DRAIN &
ASPEN GROVE
DRIVE STORM
DRAIN" 2-12-75

COUNCIL APPROVED THE PLANS AND SPECIFICATIONS FOR THE "VINEYARD DRIVE STORM DRAIN, Meadow Drive - Aspen Grove Drive, and ASPEN GROVE DRIVE STORM DRAIN, Vineyard Drive - 100' N/o Audubon Drive" and AUTHORIZED THE CITY CLERK TO ADVERTISE FOR BIDS THEREON.

APPROVED SPECS
FOR 1975 1/2 TON
CAB & CHASSIS
TRUCK TO BE USED
AS POUND VEHICLE 2-12-75

COUNCIL APPROVED THE SPECIFICATIONS FOR ONE 1975 1/2 TON CAB AND CHASSIS TRUCK TO BE USED AS A POUND VEHICLE AND AUTHORIZED THE PURCHASING AGENT TO ADVERTISE FOR BIDS THEREON.

REPORTS OF THE
CITY MANAGER 2-12-75

City Manager Graves reported that in the Capital Improvement Program for 1974-75, the City Council approved the Downtown Underground District II project, which essentially covers the block area bounded by Walnut Street, Oak Street, Sacramento Street, and one-half block west of School Street. Public Works Director Jack Ronsko presented a diagram of the area for the Council's scrutiny and answered questions regarding the project as directed by Council. The City Manager further reported that upon completion of the installation of the duct work, the City Utility Department will install pad-mount transformers and the

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PLANS & SPECS
FOR DOWNTOWN
UNDERGROUND II
APPROVED

30-5122)

necessary wiring and whatever is necessary to provide service to the various businesses. The Pacific Telephone Company, as well as Lodi Cable TV, will do likewise. The first phase of this project, installing the underground conduit, is expected to cost approximately \$110,000 with the contract estimate being \$96,000. Of the \$110,000, Pacific Telephone Company is expected to pay approximately \$38,000 and Lodi Cable TV approximately \$9,000, leaving the remainder of \$63,000 to be financed by the City.

Following discussion on the matter, on motion of Councilman Schaffer, Ehrhardt second, Council approved the plans and specifications for "Downtown Underground District II", and authorized the City Clerk to advertise for bids thereon.

READVERTISEMENT
FOR BIDS FOR ONE
DUMP TRUCK FOR
PUBLIC WORKS
DEPT.

30-5123

Following the introduction of the matter by Public Works Director Ronsko, on motion of Councilman Ehrhardt, Schaffer second, Council authorized the readvertisement for bids for one dump truck for the Public Works Department by the Purchasing Agent.

RES. OF INTEN-
TION TO ABANDON
A PUBLIC SERVICE
EASEMENT
LOCATED IN LOT
43, WILLOW GLEN,
UNIT NO. 1

RES. NO. 4033

30-5124)

City Manager Graves reported that Dr. Weldon Schumacher, owner of property located at 1620 Edgewood Drive, Lodi, has requested the City abandon an easement on his property. The easement has been in use by various utilities; however, it is the City's understanding that those utilities have been removed as of this date by extension of an underground service in the area immediately west of this proposed abandonment. Since the easement has been occupied within the last year, it will be necessary to hold a public hearing regarding the abandonment. Additionally, the proposed abandonment should be referred to the Planning Commission for action by that body. The City Manager also noted that the Pacific Gas and Electric Company, Pacific Telephone Company, and Lodi Cable TV have all been notified of the proposed abandonment. As of this date confirmation has been received regarding the abandonment from Lodi Cable TV and the Pacific Telephone.

A diagram of the area was presented by Public Works Director Ronsko for the Council's scrutiny. Following discussion on the matter, on motion of Councilman Schaffer, Ehrhardt second, Council adopted Resolution No. 4033 declaring its intention to vacate an easement located in Lot 43, Willow Glen, Unit No. 1, ordering the posting of notices of easement vacation conspicuously along the line of the easement by the Public Works Department, and set the matter for Public Hearing on March 5, 1975.

DISABILITY
RETIREMENT FOR
SAFETY EMPLOY-
EES

RES. NO. 4034

The City Manager advised the Council that SB 286 which became law on October 2, 1973 altered procedures involving the industrial disability retirement of "lost safety members". Prior to enactment of this legislation, the PERS Board of Administration made the decision concerning eligibility for industrial

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disability retirement of local safety members. S.B. 286 transferred the duty and responsibility for making these determinations from PERS to the local agency.

Following discussion on the matter, with questions being directed by the Council to the City Manager, on motion of Councilman Katnich, Hughes second, Council adopted Resolution No. 4034 delegating to the incumbent of the office of City Manager authority to make determinations under Section 21023.6 of the Government Code, on behalf of the Agency, of disability and whether such disability is industrial and to certify such determinations and all other necessary information to the Public Employees' Retirement System. Said Resolution also sets forth the procedure for disability retirement for safety employees.

HARNEY
LANE
SITE
AGREEMENT
AMENDMENT
RE
EMPLOYEE
12-27-75

City Manager Graves reported that one of the City employees scheduled to be transferred to San Joaquin County employment under the Harney Lane Agreement cannot at this time pass the County physical examination due to high blood pressure. It is anticipated that the transfer can be made at a later date. The employee is therefore remaining on the City of Lodi payroll, but is working at the landfill under the supervision of the County. It is therefore necessary to amend the Harney Lane Site Agreement with the County, which amendment will provide that the County will reimburse the City of Lodi for all wages and fringe benefits for this employee for as long as he remains employed at the Harney Lane site.

Councilman Schaffer moved that the Council approve an amendment to the Harney Lane Site Agreement with the County of San Joaquin dated January 2, 1975 whereby the foreman of the crew which operates the Harney Lane Site will remain in the employ of the City of Lodi, and that the County of San Joaquin will reimburse the City of Lodi monthly for all wages and associated considerations of employment pertaining to this foreman for as long as he remains employed at the Harney Lane site. The motion was seconded by Councilman Ehrhardt and carried.

SPECIAL
ALLOCATION
APPROVED
FOR CITY
HALL
REMODEL
PROJECT IV
12-27-75

The City Manager advised the Council that the 1974-75 Capital Improvement Program budget included \$90,000 for the improvements named in the City Hall Remodeling, Project IV. Several changes from the original estimates have occurred since the project began resulting in increased costs for the project. City Manager Graves gave a brief cost analysis of this project and requested that the Council approve a Special Allocation in the amount of \$12,000 covering the anticipated increased costs.

Following questions being directed to the City Manager by the Council on the request, on motion of Councilman Katnich, Schaffer second, Council approved a Special Allocation in the amount of \$12,000 to cover increased costs in City Hall Remodeling, Project IV.

Following introduction on the matter by City Manager Graves, Mr. Kenneth Boyd, 1540 Edgewood Drive,

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"RELAX IN LODI"
BILLBOARD
DESIGN APPROV-
ED FOR
HIGHWAY 99

31-7 a)

Lodi, President of the Lodi District Chamber of Commerce, addressed the Council apprising the Council that at a meeting of the Cherokee Lane Merchants held Monday, February 3, 1975, attended by 23 merchants, the group voted unanimously in favor of "Relax in Lodi" as the theme for billboards to be located north and south of Lodi on Highway 99 and also that the Retail Merchants Committee of the Lodi District Chamber of Commerce also voted unanimously to support the actions of the Cherokee Lane Merchants, concurring with the "Relax in Lodi" design and theme. A design sketch was presented for Council's scrutiny.

Questions regarding the billboards and their locations were directed to Mr. Boyd and Mr. Frank Wolfe, Executive Manager, Lodi District Chamber of Commerce.

Councilman Schaffer moved that Council approve the "Relax in Lodi" design and theme and authorize the Mayor to execute contracts on behalf of the City for billboards bearing this design to be located on the north and south of Highway 99. The motion was seconded by Councilman Ehrhardt and carried.

RESOLUTION OF
CONDEMNATION
RE SAMUEL D.
SALAS PARK
SITE PROPERTY

RES. NO. 4035

20-10

Following introduction on the matter by City Manager Graves, on motion of Councilman Katnich, Ehrhardt second, the Council adopted Resolution No. 4035 authorizing and directing condemnation of real property for reservoir, street construction, utilities, electric power facilities, storm drainage ponding, and public park purposes regarding Samuel D. Salas Park Site (Basin D).

RECESS

The Mayor declared a five-minute recess, and the Council reconvened at 10:20 p.m.

N.C.P.A.
MEMBER
ELECTRIC POWER
DEVELOPMENT
FUND

21-7 /

A report on the proposed NCPA Member Agreement for participation in Electric Power Development Fund was presented by Councilman Richard Hughes, with a copy of the proposed agreement dated 1/23/75 being presented for Council's scrutiny.

Councilman Hughes answered questions regarding this matter as directed by the Council. Following discussion by Council on the matter, Council expressed general approval of the concept of a NCPA member Electric Power Development Fund; it was, however, indicated that further review and study of the proposal would be required.

City Manager Graves reported that in the 1974-75 Capital Improvement Program an industrial waste monitoring system in the amount of \$12,000 was budgeted for installation this year. This system is essentially a structure on the south side of Kettleman Lane in the vicinity of the W.I.D. Canal and includes a measuring device in that structure as well as a recording device north of Kettleman Lane in the

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FUNDS APPROVED
TO RETAIN FIRM
TO PREPARE
PLANS & SPECS
FOR WASTE WATER
MONITORING
SYSTEM

(20-10100)

vicinity of the Municipal Service Center. The Public Works Department does not have the expertise to put this project together quickly, nor do they have the time to spend investigating the various types of facilities that might prove satisfactory. The City Manager recommended to Council retaining the firm of Darrhl I. Dentoni & Associates, consulting civil engineers from Stockton for the purpose of preparing plans and specifications for a waste water monitoring system at an estimated cost of \$1200.00.

Following discussion on the matter, on motion of Councilman Ehrhardt, Schaffer second, Council authorized the expenditure of approximately \$1,200 for retaining the firm of Darrhl I. Dentoni & Associates, Consulting Civil Engineers, Stockton, California, for the purpose of preparing plans and specifications for a waste water monitoring system.

Following an inquiry on the subject by Councilman Hughes, Mayor Pinkerton directed that the shirt-sleeve session of February 25, 1975 be designated for review of the Main Lafrentz & Company EDP Feasibility Study.

CITY ATTORNEY
REPORT ON
HIGH SCHOOL
SITE PROPERTY

(20-10100)

City Attorney Mullen reported to the Council that in checking the deed for the Tokay High School property, Mr. Mullen found that the School District owns that property with clear-free title, with no restrictions, and therefore the School District can proceed to sell this property without any ramifications.

ADJOURNMENT

There being no further business, the meeting was adjourned by Mayor Pinkerton at approximately 11:00 p. m.

Alice M. Reimche
Attest: ALICE M. REIMCHE
City Clerk